

Biernat

Amending Title 13 of the Minneapolis Code of Ordinances relating to Licenses and Business Regulations, by adding a new Chapter 266 relating to Rental Halls.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the Minneapolis Code of Ordinances be amended by adding thereto a new Chapter 266 to read as follows:

CHAPTER 266. RENTAL HALLS

266.10. Definitions.

Rental hall. A building, facility, room, or portion thereof, which is rented, leased or otherwise made available to any person for a public or private event in exchange for the payment of a fee or other consideration.

266.20. License required. No person shall operate a rental hall without first having obtained a rental hall license in accordance with this chapter. No rental hall license shall be required if:

- (1) The premises are licensed under Title 14 of this code;
- (2) A theater is operating within the scope of a license issued pursuant to Chapter 267, article XVI, of this code;
- (3) The rental hall has a legal occupancy of fewer than 50 persons, and is in compliance with the occupancy limits;
- (4) The purpose of the event is for bona fide religious activities such as those sponsored by a religious association organized pursuant to Minnesota Statutes Chapter 315;
- (5) The purpose of the event is for bona fide political activities such as those sponsored by a political organization registered pursuant to Minnesota Statutes section 10A.14.
- (6) If the premises are on the campus or in the facilities of a bona fide elementary or secondary school, vocational or trade school, college or university, church, or buildings under the control of the Minneapolis Park Board or the City of Minneapolis.

266.30. Fee. The fee shall be one thousand dollars (\$1,000.00) for a new rental hall license application and six hundred dollars (\$600.00) for annual renewal of the license.

266.40. License expiration. All annual licenses issued under this chapter shall expire on January 31 of each year.

266.50. Application required/contents of application. An applicant for a rental hall license shall make application on the forms furnished by the license division and shall provide all other information deemed necessary by the director, including:

- (1) The full name of the applicant, date of birth, and current residential address.
- (2) The applicants' social security number and Minnesota business identification number, as required by Minnesota Statutes, Section 270.72. For purposes of this requirement, "applicant" means an individual if the license is sought for or in the name of an individual or a corporation or partnership if the license is sought for or in the name of a corporation or partnership. "Applicant" also means an officer or director of a corporation, a member of a partnership, or an individual who is liable for delinquent taxes.
- (3) Proof of ownership of the property, including the full name(s), place(s), date(s) of birth and address(es) of all owners, partners or persons interested therein, including all on-site managers of the business; if a corporation, the state of incorporation; the name(s), place(s), date(s) of birth and address(es) of all officers and directors, and stockholders controlling at least 10 percent of the outstanding shares issued.
- (4) A scaled diagram of the premises clearly showing the floor plan and the location of the building or buildings, and the part or portion thereof intended to be used in the conduct of such business and under such license.
- (5) The source of funds used to purchase property and begin operation of the rental hall and all documentary proof and evidence thereof including leases, contracts, purchase agreements, and financial statements.
- (6) The kind, name, and location of every business or occupation the applicant has been engaged in during the preceding ten (10) years and the street address(es) at which the applicant has lived during the preceding ten (10) years.
- (7) The nature of the business to be conducted.
- (8) Proof of insurance as required by section 266.60 (i).

266.60. Operating requirements, regulations. Rental halls licensed under this chapter shall be operated in conformance with the following requirements:

- (1) A current Certificate of Occupancy;
- (2) Maintained in a clean and sanitary manner, well-ventilated and adequately lighted;
- (3) A written, signed lease is required for all events for which a rental hall license is required.
 - a. All lease agreements shall be kept on file at the licensed rental hall for a period of one (1) year after the date of the event and made available to a license inspector or police officer upon request.

- b. All lease agreements shall be maintained along with and accompanied by the following information:
 - 1. The name(s), telephone number(s) and residential address(es) of the person(s) leasing the rental hall and of the contact person for the event;
 - 2. The nature of the event and the estimated number of attendees;
 - 3. The hours during which the lessee has use of the rental hall and the specific hours of the event;
 - 4. The type and amount of entertainment offered/allowed by the lessee.
- (4) The licensee shall have a designated manager who is an employee of the licensee on the premises at all times the hall is utilized or leased.
- (5) The licensee shall provide adequate security for each event based upon the number of attendees and the nature of the event. At least one security guard licensed pursuant to Minnesota Statutes, Section 326.32 et. seq. shall be present in and at the rental hall premises at all times **during an event attended by fifty (50) or more people**, if beverage alcohol is present, **or if guests dance to live or recorded music**.
 - a. **A licensee may apply to the Director for an exemption from the minimum security requirement for individual events. The applicant shall include all information deemed necessary by the Director and be submitted at least fourteen (14) days prior to the event. The Director shall have discretion to grant, impose reasonable conditions, or deny the exemption request, considering the nature of the event, the licensee's experience and demonstrated management capabilities, and any other relevant factors.**
- (6) All events must be conducted in strict compliance with all applicable federal, state and local laws and ordinances including, but not limited to, any law relating to zoning, building maintenance, fire prevention, liquor, health or safety.
- (7) The licensee shall take appropriate action to prevent violations of law by persons attending events for which a license is required. The licensee shall not allow persons engaging in disorderly or illegal behavior to enter or remain on the rental hall premises.
- (8) The Certificate of Occupancy, Occupant Load Certificate, hours of operation and the license certificate issued under this chapter shall at all times be posted in a conspicuous place on the premises.
- (9) The licensee shall submit proof to the license division that general liability insurance in the following amounts is in full force and effect: personal injury - two hundred thousand dollars (\$200,000.00) per claim/six hundred thousand dollars (\$600,000.000 (aggregate) and property damage - fifty thousand dollars (\$50,000.00).
- (10) Unless also licensed pursuant to this chapter, the lessee of a rental hall shall not sublease the premises to any other person nor shall the rental hall licensee allow such subletting.

- (11) The licensee shall report to the respective police precinct all events involving **both dancing by guests and live or recorded music**, at least five (5) business days prior to the event.

266.70. Temporary license authorized. Premises that are used as rental halls fewer than five (5) days per year are eligible for a temporary rental hall license. The applicant must submit a complete application at least fourteen (14) days prior to the event. The fee shall be two hundred dollars (\$200.00) for each event. The director of licenses and consumer services may issue the temporary license. An applicant for a temporary rental hall license must comply with all provisions of this chapter.

266.80. Denial, revocation, suspension or non-renewal of license application. An application for a license hereunder may be denied, revoked, suspended or not renewed, after notice and opportunity for hearing thereon, for any of the following reasons:

- (1) The application contains material omissions, or false, fraudulent or deceptive statements.
- (2) The applicant or licensee has violated one or more of the provisions of this article or Title 13 or 14 of this Code within the previous three (3) years.
- (3) The proposed operation is in violation of any federal, state or local laws or ordinances, including but not limited to, any law relating to zoning, building maintenance, fire prevention, liquor, health or safety.
- (4) The applicant or licensee, including any partners, directors, officers, identified shareholders or on-site manager, if applicable, has been convicted of a felony or two (2) misdemeanors relating to or arising from the operation of the business within the previous five (5) years.
- (5) A complete application has not been filed within sixty (60) days of the submission of a partial application.
- (6) The applicant or licensee, including any partners, directors, officers, identified shareholders or on-site manager, if applicable, has prior revocations of licenses or adverse license actions related to the rental hall industry within the previous five (5) years.
- (7) For good cause.